

ABSTRACT

Public Servants – Revenue Department – Allegation of corruption against Sri Setikam Krishna Rao, S/o Late Appa Rao, Village Revenue Officer, Pathivada Village, Poosapati Rega Mandal, Vizianagaram District – Trapped by the Anti-Corruption Bureau Officials on 21-08-2009 – Sanction of Prosecution – Orders – Issued.

REVENUE (VIGILANCE-VII) DEPARTMENT

G.O.Ms.No. 1360

Dated: 11-11-2010.

Read the following:

- 1) G.O.Ms.No.1280, Revenue (Vigilance-VII) Dept., Dt:11-10-2010.
- 2) From the D.G., A.C.B., Letter No.202/RCT-VVZ/2009, Dt:23-10-2010.

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ORDER:

Whereas, Sri Setikam Krishna Rao, S/o. Late Appa Rao worked as Village Revenue Officer, Pathivada Village, Poosapati Rega Mandal, Vizianagaram District from 01-01-2002 to 21-08-2009 and by virtue of the post held by him, he falls under the category of "Public Servant" under clause (c) of section 2 of the Prevention of Corruption Act, 1988 (Act 49 of 1988);

2) And whereas, it is alleged that Sri Pathivada Srinivasa Rao, S/o. Late Ramunaidu, Age:27 years, R/o.Pathivada Village, Poosapati Rega Mandal, Vizianagaram District approached the Deputy Superintendent of Police, Anti-Corruption Bureau, Vizianagaram on 20-08-2009 at 10:00 A.M. and lodged a complaint alleging that he along with his four brothers jointly purchased agricultural lands from Sri Pathivada Appala Naidu, Pathivada Narayana and Pathivada Seetharamulu in Sy.Nos.156-26, 27, 28, 30 and 37(p) to an extent of 80 cents; from Sri Pinninti Venkata Appadu and Sri Pinninti Venkatappamma in Sy.Nos.15-32, 34, 35; 152-73, 164-10, 164-13, 163-7 to an extent of 1.10 Acres; from Sri Regana Ramulu and Sri Regana Narayana in Sy.Nos.151-29 and 36, 164-12 to an extent of 44 Cents; and from Valle Ramu Naidu in Sy.Nos. 151-14 to an extent of 54 cents and registered the same on 31-03-2007 and furnished the copies of sale deeds to the Village Revenue Officer Sri S.Krishna Rao of Pathivada Village during April and requested him to transfer the land in their names and to issue Pattadar Pass Book and Title Deeds. The Village Revenue Officer Sri S.Krishna Rao demanded a bribe of Rs.3,000/- for preparation of Pattadar Pass Books and Title Deeds and directed him to put an application to the Tahsildar, Poosapati Rega Mandal for preparation of the said records. On that, they put on application

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to the Tahsildar, Poosapati Rega Mandal on 27-07-2009 in the name of his brother Sri Pathivada Laxminaidu. The Tahsildar received the application, directed the application to Village Revenue Officer and requested Sri P.Srinivasa Rao to hand over the same to the Village Revenue Officer Sri S.Krishna Rao. Sri P.Srinivasa Rao handed over the same to the Village Revenue Officer Sri S.Krishna Rao on the same day and moved round the Village Revenue Officer from that day, the Village Revenue Officer Sri S.Krishna Rao routinely demanded the bribe. On 19-08-2009 when Sri P.Srinivasa Rao met Sri S.Krishna Rao and asked for their Pattadar Pass Books, the Village Revenue Officer Sri S.Krishna Rao reiterated his demand and asked Sri P.Srinivasa Rao to bring the bribe of Rs.3,000/- to his home before 09:00 A.M. within two days. Sri P.Srinivasa Rao reluctantly agreed to pay the bribe and approached the Deputy Superintendent of Police, Anti-Corruption Bureau, Vizianagaram on 20-08-2009 at 10:00 A.M. and gave a written report for taking necessary action against Sri S.Krishna Rao, Village Revenue Officer as he was not willing to pay the demanded bribe to the said Village Revenue Officer Sri S.Krishna Rao;

3) And whereas, after receipt of the above complaint, after due verification of the genuineness of the complaint and reputation of Sri S.Krishna Rao, the Deputy Superintendent of Police, Anti-Corruption Bureau, Vizianagaram registered the same as a case in Cr.No.9/RCT-ACB/VZM/2009 under section 7 of the Prevention of Corruption Act 1988 (Act 49 of 1988) on 21-08-2009 at 05:00 A.M. and investigated into;

4) And whereas, it is further alleged that during the course of trap on 21-08-2009 when Sri Pathivada Srinivasa Rao accompanied by Sri Vankala Gowri Sankara Rao, S/o. Venkatappadu, Assistant Development Officer, Handloom & Textiles Department, Vizianagaram, R/o.A.P.H.B.Colony, Down Colony, MIG-219, Srikakulam mediator-cum-accompanying witness approached Sri Setikam Krishna Rao, S/o. Late Appa Rao, 48 Years, Village Revenue Officer, Pathivada Village, Poosapati Rega Mandal, Vizianagaram District on 21-08-2009 at 08:10 A.M. in his residential house at Govindapuram village, Poosapati Rega Mandal, he further demanded and accepted the tainted amount of Rs.3,000/- as bribe from Sri P.Srinivasa Rao. The both hand fingers of Sri S.Krishna Rao yielded positive result when subjected to chemical test. The bribe amount was recovered from the top of the Table (a T.V.Stand was being used as writing table) of Sri S.Krishna Rao at his instance in the presence of the mediators. The Deputy Superintendent of Police seized the bribe amount in the presence of the mediators. The connected documents were seized at the instance of Sri S.Krishna Rao in his residential house in the presence of the mediators;

5) And whereas, it is further alleged that the above acts of Sri Setikam Krishna Rao, S/o. Late Appa Rao, Village Revenue Officer, Pathivada Village, Poosapati Rega Mandal, Vizianagaram District constitute offences punishable under section 7 and sub-section (2) of section 13 read-with clause (d) of sub-section (1) of section 13 of the Prevention of Corruption Act, 1988 (Act of 49 of 1988);

6) The Director General, Anti-Corruption Bureau in his letter second read above while returning the original G.O. first read above, has requested the Govt. to issue fresh/revised sanction order duly rectifying a defect mentioned in it;

7) And whereas, the Government of Andhra Pradesh being the competent authority to remove Sri Setikam Krishna Rao, S/o. Late Appa Rao, 48 years, Village Revenue Officer, Pathivada Village, Poosapati Rega Mandal, Vizianagaram District from service after fully and carefully examining the material i.e., copies of First Information Report, Statements of Witnesses, Pre-trap and Post-trap proceedings, final report and other records of investigation, etc., placed before them with regard to the said allegations and having regard to the facts and circumstances of the case, consider that the said Sri Setikam Krishna Rao, S/o. Late Appa Rao, Village Revenue Officer, Pathivada Village, Poosapati Rega Mandal, Vizianagaram District, should be prosecuted in a competent Court of Law;

8) Now, therefore, in cancellation of the orders issued in the G.O. first read above and in exercise of the powers conferred by clause (b) of sub-section (1) of section 19 of the Prevention of Corruption Act 1988 (Act of 49 of 1988), the Government of Andhra Pradesh hereby accord sanction for prosecution of the said Sri Setikam Krishna Rao, S/o. Late Appa Rao, Village Revenue Officer, Pathivada Village, Poosapati Rega Mandal, Vizianagaram District for the offences punishable under section 7 and sub-section (2) of section 13 read-with clause (d) of sub-section (1) of section 13 of the Prevention of Corruption Act, 1988 (Act of 49 of 1988) and for any other cognate offences punishable under any other provisions of Law, for the time being in force in respects of the above acts and for taking cognizance of the said offences by a Court of competent jurisdiction.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

ASUTOSH MISHRA
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Director General,
Anti-Corruption Bureau,
Andhra Pradesh, Hyderabad.